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Patent Docket P5009R1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Avi Ashkenazi, et al. Serial No.: 09/938,418 / Filed: August 23, 2001 For: <i>COMPOSITIONS AND METHODS FOR THE DIAGNOSIS AND TREATMENT OF TUMOR</i>	Group Art Unit: Not yet assigned Examiner: Not yet assigned CONFIRMATION NO: 2589 CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner of Patents, Washington, D.C. 20231 on <i>December 6, 2001</i> <i>Teri Renshaw</i>
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RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

This is responsive to the Notice to File Missing Parts - Filing Date Granted dated October 11, 2001. Transmitted herewith are the following documents:

1. Declaration duly executed.
2. Copy of Notice to File Missing Parts of Non-Provisional Application.

The Commissioner is hereby authorized to deduct the appropriate surcharge fee of \$130 associated with this communication or credit any overpayment to Deposit Account No. 07-0630. A duplicate of this sheet is enclosed.

Respectfully submitted,

GENENTECH, INC.

By: *Mark T. Kresnak*

Mark T. Kresnak, Ph.D

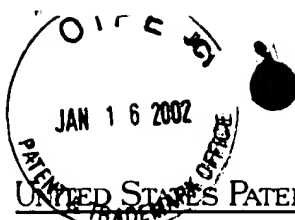
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/938,418	08/23/2001	Avi Ashkenazi	P5009R1

CONFIRMATION NO. 2589

FORMALITIES LETTER



OC000000006939720

Attn: Mark T. Kresnak, Ph.D.
GENENTECH, INC.
1 DNA WAY
SOUTH SAN FRANCISCO, CA 94000

Date Mailed: 10/19/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

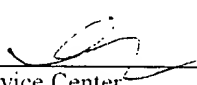
FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

A copy of this notice MUST be returned with the reply.


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PART 2 - COPY TO BE RETURNED WITH RESPONSE